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Patent No. : 7,097,611

Applicant : Lilip Lau, Bill Hartigan Filed : November 12, 2003 Issued : August 29, 2006

Art Unit : 3736

Examiner : Samuel G. Gilbert

Title : EXPANDABLE CARDIAC HARNESS FOR TREATING

CONGESTIVE HEART FAILURE

Docket No.: : PARCR 65989

Customer No. : 24201

Date : June 16, 2009

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

DECLARATION OF JOHN EUGENIO

I, JOHN EUGENIO, declare as follows:

- I was previously employed by Paracor Surgical, Inc., which changed its name to Paracor Medical, Inc. I have first-hand knowledge of the facts set forth herein.
- While working for Paracor Surgical, Inc, I kept a detailed laboratory
 notebook of the work that I and others were conducting, including designing and testing
 an expandable cardiac harness for treating congestive heart failure.
- 3. I am informed and believe that the work that I did while working for Paracor Surgical, Inc., is disclosed and claimed in the above-captioned patent. I believe that I should be added as an inventor to the above-captioned patent, and that the failure to

include me as a co-inventor of the patent occurred without any deceptive intention on the part of John Eugenio.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and I acknowledge that any willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and may jeopardize the validity of the patent issuing thereon.

Date: SEPT 7,2009

John Eugenio